

ORDINANCE No. _____, SERIES 2008

AN ORDINANCE CHANGING THE ZONING FROM R-4, SINGLE-FAMILY RESIDENTIAL TO R5-A, MULTI-FAMILY RESIDENTIAL ON PROPERTY LOCATED AT 901, 903, 905 AND 907 S. ENGLISH STATION ROAD, CONTAINING A TOTAL OF 0.92 ACRES, AND BEING IN LOUISVILLE METRO (CASE No. 10920) (AS AMENDED).

SPONSORED BY: COUNCILMAN TOM OWEN

WHEREAS, the Legislative Council of the Louisville/Jefferson County Metro Government (the "Council") has considered the evidence presented at the public hearing held by the Louisville Metro Planning Commission and the recommendations of the Commission and its staff as set out in the minutes and records of the Planning Commission in Case No. 10920; and,

WHEREAS, the Council concurs in and adopts the findings of the Planning Commission for the zoning change in Case No. 10920 and approves and accepts the recommendations of the Planning Commission as set out in said minutes and records, with one additional binding element as set forth below;

NOW THEREFORE BE IT ORDAINED BY THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AS FOLLOWS:

Section I: That the property located at 901, 903, 905 and 907 S. English Station Road, containing a total of 0.92 acres, and being in Louisville Metro, more particularly described in the minutes and records of the Planning Commission in Case No. 10920 is hereby changed from R-4, Single-Family Residential to R5-A, Multi-Family Residential, as more particularly specified in the minutes and records of the Planning Commission, provided, however, said property shall be subject to the binding elements as set forth in the minutes of the Planning Commission in Case No. 10920, and the following additional binding element:

17. The applicant shall work with the staff landscape architect in the Division of Planning and Design Services to determine the appropriate number of evergreen shrubs to be planted in a double row in the buffer area adjacent to the South English Station right-of-way to provide screening and buffering for the parking, vehicular use and driving areas associated with

the development. Such shrubs shall be maintained at a height of at least four feet and shall have a height of at least two feet at the time of planting. The shrubs shall be approved as part of the landscape plan and shall be installed prior to the issuance of a certificate of occupancy.

Section II: This Ordinance shall take effect upon passage and approval.

Kathleen J. Herron
Metro Council Clerk

Jim King
President of the Council

Jerry Abramson
Mayor

Approved: _____
Date

APPROVED AS TO FORM AND LEGALITY:

Michael J. O'Connell
Jefferson County Attorney

By: _____